IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF A NORTHERN DISVISION

2004 OCT+20 P 3: 23 TAMMY ALFORD, et al. CERRA P. HACKETT, CLK U.S. DISTRICT COURT MIDDLE DISTRICT ALA **Case No. 2:06-cv-883** Plaintiffs, Vs. **CRENSHAW COUNTY BOARD** OF EDUCATION, et. al., Defendants.

PLAINTIFFS' AMENDMENTS TO THE COMPLAINT

The Plaintiffs respectfully amend their complaint to dismiss without prejudice all claims for damages and as grounds state the following:

- 1. Defendants have not filed an answer or responsive pleading since removing this case from the Alabama Circuit Court for Crenshaw County. Therefore, Plaintiffs have a right to amend their complaint and to dismiss certain causes of action without prejudice.
- 2. Plaintiffs hereby dismiss and otherwise withdraw all allegations related to state tort actions and any state actions for damages and other compensation.
- 3. Plaintiffs hereby dismiss and otherwise withdraw all actions and class allegations related to "similarly situated" persons.
- 3. Plaintiffs specifically reserve the right to pursue any state court tort action or actions which they may have, including but not limited to actions against Defendants for failure to perform legal duties, tortuous interference with Plaintiffs' right to employment,

fraud and defamation, and claims for loss of reputation, financial injury, loss of career opportunities, pain and mental anguish.

WHEREFORE, Plaintiffs respectfully request this Honorable Court to enter an Order granting the amendments to the complaint and dismissing the claims and causes of action without prejudice to Plaintiffs as described above.

Respectfully submitted.

Charles F. Norton Counsel for Plaintiffs Al. Bar # NOR007 Al. MD # 703795

422 Dexter Avenue Montgomery, Al. 36104 1800-3925839 Fax # 334-834-7034 Email charlesn@alaedu.org

CERTIFICATE OF SERVICE

Charles F. Norton hereby certifies that the following parties were served the foregoing by first class mail and by hand delivery:

James R. Seale Hill, Hill, Carter, Franco, Cole & Black P.O. Box 116 Montgomery, Al. 36101-0116

Charles F. Monton